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24 SERVICE EMPLOYEES INTERNATIONAL
25 UNION NATIONAL INDUSTRY PENSION
26 FUND, et al.
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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

SERVICE EMPLOYEES INTERNATIONAL
UNION NATIONAL INDUSTRY PENSION
FUND; STEPHEN ABRECHT, Trustee;
RODERICK S. BASHIR, Trustee; KEVIN J.,
DOYLE, Trustee; DAVID A. STILWELL
Trustee; STEVEN W. FORD, Trustee;
LARRY T. SMITH, Trustee; FRANK A.
MAXSON, Trustee; EDWARD MANKO,
Trustee; JOHN J. SHERIDAN, Trustee; and
MYRIAM ESCAMILLA, Trustee,

Case No. CV 12 5328 SBA

**STIPULATION AND ORDER EXTENDING
DEFENDANT'S TIME TO RESPOND TO
PLAINTIFFS' FIRST AMENDED
COMPLAINT**

Complaint Filed: October 16, 2012

Plaintiffs,

v.

CROWN BUILDING MAINTENANCE CO.,
a California corporation, doing business as
ABLE BUILDING MAINTENANCE CO.,

Defendant.

1 Pursuant to Local Rule 6.1(a), the parties hereby stipulate to an extension of time for
 2 Defendant Crown Building Maintenance Co., doing business as Able Building Maintenance Co.
 3 (“ABLE”), to respond to Plaintiffs’ First Amended Complaint.

4 **RECITALS**

5 1. On October 16, 2012, Plaintiffs filed a Complaint pursuant to Sections 502
 6 and 515 of the Employee Retirement Income Security Act of 1974, as
 7 amended (“ERISA”), alleging Defendant ABLE has failed to pay in full
 8 certain contributions due and owing to the SEIU Pension Fund.

9 2. On November 16, 2012, Plaintiffs filed a First Amended Complaint
 10 generally alleging Defendant ABLE failed to make additional contributions
 11 that it was required to make.

12 3. On December 3, the parties entered into a stipulation extending the time for
 13 ABLE to respond to the First Amended Complaint to December 17, 2012.

14 4. For good cause, the parties hereby stipulate and agree that a response to the
 15 First Amended Complaint in this action shall be due no later than December
 16 28, 2012. The parties hereby aver that the date will not alter the date of any
 17 event or delay any deadline already set by the Court.

18 **STIPULATION**

19 Pursuant to Local Rule 6.1(a), the parties hereby stipulate to extend the deadline for
 20 Defendant ABLE to respond to Plaintiffs’ First Amended Complaint to no later than December 28,
 21 2012.

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1 DATED: December 17, 2012

2 OGLETREE, DEAKINS, NASH, SMOAK &
3 STEWART, P.C.

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5 By: /s/ Kevin D. Reese
6 Charles L. Thompson, IV
7 Kevin D. Reese

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9 Attorneys for Defendant
10 CROWN BUILDING MAINTENANCE CO.

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12 DATED: December 17, 2012

13 SALTZMAN & JOHNSON LAW
14 CORPORATION

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16 By: /s/ Kimberly A. Hancock
17 Phillip M. Miller
18 Kimberly A. Hancock

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20 Attorneys for Plaintiffs
21 SERVICE EMPLOYEES INTERNATIONAL
22 UNION NATIONAL INDUSTRY PENSION
23 FUND, et al.

24 IT IS SO ORDERED:

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26 DATED: December 20, 2012

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Hon. United States District Court Judge

13959874.1 (OGLETREE)